IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE SEVENTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MR JUSTICE K.C. BHANU
WRIT PETITION NO : 9816 of 2004

Between:

1 Borra Srinivasa Rao, S/o.Venkateswara Rao,
R/o.D.No.59-6-11/4, P&T Colony, 4th Lane, Vijayawada.
Krishna District.
2 G.Krishnarjuna Rao, S/o.Laxmaiah,
R/o.D.No.59-6-11/4, P&T Colony, 4th Lane, Vijayawada.
Krishna District.
3 P.Naga Babu, S/o.Ramakrishna,
R/o.D.No.59-6-11/4, P&T Colony, 4th Lane, Vijayawada.
Krishna District.
4 Ch.Uma Prasad, S/o.Vijayasarathi,
R/o.D.No.59-6-11/4, P&T Colony, 4th Lane, Vijayawada.
Krishna District.
5 S.Venkata Krishna Prasad, S/o.Veera Swamy,
R/o.D.No.59-6-11/4, P&T Colony, 4th Lane, Vijayawada.
Krishna District.
6 E.Bujji Babu, S/o.Gopalah,
R/o.D.No.59-6-11/4, P&T Colony, 4th Lane, Vijayawada.
Krishna District.

..... PETITIONERS

AND

1 The APSRTC, rep.by its Vice Chairman & M.D.,
Musheerabad,Hyderabad.
2 The APSRTC rep.by its Regional Manager, Krishna
Region,Vijayawada.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction more particularly in the nature of writ of mandamus declaring the action of the respondents in not considering the cases of the petitioners for absorption in any suitable posts in A.P.S.R.T.C. is arbitrary, illegal, violative of Article 14, 16 and 21 of the Constitution of India and contrary to the judgments of

this Hon'ble court consequently direct the respondent to appoint the petitioners in the APSRT corporation in any suitable posts forthwith and pass.

Counsel for the Petitioner:MR.S.M.SUBHAN

Counsel for the Respondent No.: MR.VENKATESWARLU POSANI

The Court at the admission stage made the Following :

ORDER:

The writ petitioners worked with the private operator in the bus bearing No. AP-16T-3009, which plied on the route YVMF China Kakani to K.R.Market, Vijayawada. As the said route was nationalized w.e.f 31.01.2000, the petitioners lost their employment. This writ petition is filed to consider the case of the petitioners as displaced workers.

As seen from the papers, it appears that the petitioners made representation to the first respondent on 02.10.2002 to consider them for absorption into the services of APSRTC in any of the suitable post. It is for the respondents-corporation to consider the case of the petitioners for absorption in any of the suitable post provided any scheme or rule or regulation is in force.

Having regard to the facts and circumstances of the case, I am of the view that a direction can be given to the respondents to consider the representation of the petitioners for absorption if it is pending, if not, the petitioners shall submit a representation to the respondents within a period of one week from today and on such representation

petitioners' case shall have to be considered as per the rules and regulations and standing orders of the respondents-corporation within a period of three months from the date of receipt of a copy of this order.

With the above directions, the writ petition is disposed of. In the circumstances of the case, there shall be no order as to costs.

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

Copy to:

1 The Vice Chairman & M.D., APSRTC, Musheerabad,Hyderabad.
2 The Regional Manager, APSRTC Krishna Region,Vijayawada.
3. 2 C.D. copies